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THE ANDHRA PRADESH GAZETTE PART-I EXTRAORDINARY PUBLISHED BY AUTHORITY

No. 278]

HYDERABAD, FRIDAY, JUNE 12, 2009.

NOTIFICATIONS BY GOVERNMENT

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HOME DEPARTMENT

(Services-I)

DEPARTMENTAL PROCEEDINGS AGAINST Sri T.V. RAJAGOPAL, FORMERLY ACP, BANJARA HILLS, NOW ADDL. SP, APPA (RETIRED)-SANCTION UNDER RULE 9 OF A.P. REVISED PENSION RULES, 1980.

[G.O.Ms.No. 162, Home (Services-I), 6th August, 2008.]

Whereas it has been made to appear that Sri T.V. Rajagopal, formerly ACP, Banjara Hills, now Addl. SP, APPA (Retired), that he has exhibited gross misconduct, dereliction of duty, irresponsible attitude and failure to respond even after seeing the DSR and to take up personal investigation in the capacity of A.C.P., Banjara Hills, by calling the relevant FIR in Cr. No. 464/2006 u/s 304(b), 201 IPC Section 3 & 4 of DP Act of Banjara Hills PS, Hyderabad, (death within 7 years of marriage) and thereby flouted the circular instructions issued in C.No. 102/PRC Star. S/90, dated 1-9-1990 of Spl. IGP, CID, Hyderabad, and other standing instructions on the subject. Thus, he has violated Rule of APCS (Conduct) Rules, 1964.

2. Now, therefore, sanction is accorded under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the Revised Pension Rules, 1980, to initiate departmental proceedings against the said Sri T.V. Rajagopal, formerly ACP, Banjara Hills, now Addl. SP, APPA (Retd.), in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (CC & A) Rules, 1991.

AJOYENDRA PYAL,
Principal Secretary to Government (I/c).

ARTICLE OF CHARGES FRAMED AGAINST Sri T.V. RAJAGOPAL, FORMERLY ACP, BANJARA HILLS, NOW ADDL. SP, APPA (RETD).

[G.O. Rt.No. 1467, Home (Services-I), 6th August, 2008.]

Read:

G.O.Ms.No. 162, Home (Services-I) Department, dated 06-08-20008.

In pursuance of the sanction accorded by the Government under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the A.P.Revised Pension Rules, 1980 for initiating departmental proceedings against Sri T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), vide G.O. read above, it is proposed to hold an inquiry against the said Sri T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), in accordance with the procedure laid down in Rule 20 of the A.P.C.S. (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held and statement of imputations of misconduct or misbehaviour in support of the article of charge is set out in the article of charge enclosed (Annexure-I & II). Copies of documents by which the article of charges are proposed to be sustained are also enclosed (Annexure-III).

3. Sri T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), shall appear before the Principal Secretary to Government, Home Department within (10) days from the date of receipt of this order and submit his written statement of defence and state whether he desires to be heard in person.

4. Sri T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), is informed that an inquiry will be held only in respect of these article of charge as is not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri T.V. Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), is further informed that if he does not submit his written statement of defence and failed to appear in person before the disciplinary authority within the time stated in para-3 above, further action will be taken ex parte, based on the material available on record.

6. Attention of Sri T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), is invited to Rule 24 of A.P.Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd), is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

ANNEXURE - I**Statement of Article of Charge framed against T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd).**

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"You have exhibited gross misconduct, dereliction of duty, irresponsible attitude and failure to respond even after seeing the DSR and to take up personal investigation in the capacity of A.C.P., Banjara Hills, by calling the relevant FIR in Cr.No.464/2006 u/s 304(b), 201 IPC Section 3 & 4 of DP Act of Banjara Hills PS, Hyderabad, (death within 7 years of marriage) and thereby flouted the circular instructions issued in C.No.102/PRC Star.S/90, dated 1.9.1990 of Spl.IGP, CID, Hyderabad and other standing instructions on the subject. Thus, you violated Rule 3 of APSC (Conduct) Rules, 1964. Hence the Charge".

ANNEXURE - II**Statement of imputations of misconduct or misbehaviour in support of the Article of Charge framed against T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd).**

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You worked as ACP, Banjara Hills, Hyderabad from 15.10.2005 to 5.10.2006. A case of suspicious death of women, (deceased by name Smt. Ansu Varghese W/o Reebu John Varghese, aged about 27 years, R/o Banjara Hills, Hyderabad), occurred within six years of her marriage. She was working as Senior Team Leader in Zavata Pvt. Ltd. Co., Hyderabad and was found partially hanging by her husband with a Chunni tied around her neck to the windows bar in guest bed room of her residential flat bearing No.A3, Banjara Saman Apartment, Road No.12, Banjara Hills, Hyderabad on 19.6.2006 at 11.30 hrs. On the information given by her husband Sri B.Kishan Kumar, SI of Police, Banjara Hills registered a case in Cr.No.464/2006 u/s 174 Cr.PC and took up investigation.

During the course of investigation, it is found that SI of Police, Sri B.Kishan Kumar of Banjara Hills PS, Hyderabad City, took up investigation directly, which is contrary to the Chief Officer Circular No.102/PRC/Star.S/90, dated 1.9.1990. Sri B.Shankar Reddy, being the SHO of Banjara Hills PS, did not bother to look into the GD/ FIR and investigation in case of suspicious death of a woman within (7) years of her marriage nor he dispatched the FIR to the ACP, Banjara Hills PS.

This case had to be investigated by an officer of the rank of Asst.Commissioner of Police (ACP). It is evident that the father of the deceased had represented the Addl. C.P., Hyderabad City, on 3.7.2006 apprehending that the above case was going to be converted into a case of suicide and he wanted judicious review to know the cause of the death. The same was endorsed to A.C.P., Banjara Hills through D.C.P., West Zone in C.No.OW-183/Addl.CP (Crimes)/Camp/06, dated 3.7.2006. The said representation is available in the CD file of Banjara Hills PS. This was also not attended to you properly in the capacity of A.C.P.

There are clear instructions that the investigation of Dowry Deaths/ suicides/ death in suspicious circumstances of young married woman should be taken up by an officer not below the rank of DSP/ACP. Thus, the instructions, which were already issued vide circular memo C.No.102/PRC/Star.S/90, dated 1.9.1990 of the then Spl.I.G.P., CID., A.P., Hyderabad and circular memo C.No.05/Judgmnts/SCRB/CID/07, dated 15.6.2007 of the Addl.DGP., CID, A.P. Hyderabad, were flouted by you.

You have exhibited gross misconduct, dereliction of duty, irresponsible attitude and failure to respond even after seeing the DSR and to take up personal investigation in the capacity of A.C.P., Banjara Hills, by calling the relevant FIR in Cr.No.464/2006 u/s 304(b), 201 IPC Section 3 & 4 of DP Act of Banjara Hills PS, Hyderabad, (death within 7 years of marriage) and thereby flouted the circular instructions issued in C.No.102/PRC Star.S/90, dated 1.9.1990 of Spl.IGP, CID, Hyderabad and other standing instructions on the subject.

Thus, you violated Rule 3 of APSC (Conduct) Rules, 1964. Hence the Charge.

ANNEXURE - III

List of documents by which the article of charge framed against T.V.Rajagopal, formerly ACP, Banjara Hills, now Addl.SP, APPA (Retd) are proposed to be sustained.

- 1)U.O.Note Rc.No.2972/Compts-4/2006, dated 29.2.2008 of the Addl.D.G.P., (Coordination), A.P., Hyderabad.
- 2)Copy of Lr.No.L&O/B2/338/2007, dated 19.2.2008 of Commissioner of Police, Hyderabad.
- 3)Copy of Lr.C.No.2005/C13/WPC/CID/2006, dated 29.12.2006 of Addl.D.G.P., CID, addressed to the DG & IGP, A.P., Hyderabad.
- 4)Copy of Lr.C.No.2005/C13/WPC/CID/2006, dated 19.9.2007 of Addl.D.G.P., CID, addressed to the Commissioner of Police, Hyderabad.

AJOYENDRA PYAL,
Principal Secretary to Government (I/c).

To

Sri T.V. Rajagopal, formerly ACP, Banjara Hills, now Additional SP, APPA (Retired)
through Director General of Police, A.P. Hyderabad.

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